ENCROACHMENT PERMIT

is	Pursuant to Resolution No. 11065 of the City hereby granted to CALMARK DEVELOPMENT CORP.	r of	Riverside,	permission
use	its heirs and assigns, hereinafter referred and occupy the following described property.	ed	to as "Perm	ittee" to

That portion of Van Buren Boulevard, a public right of way, adjacent to the west line of Parcel 2 of Parcel Map No. 17533, as shown by Parcel Map on file in Book 100, Page 15 of Parcel Maps, records of Riverside County, California,

in accordance with the terms hereof.

1. Permittee shall use and occupy the described property only in the manner and for the purposes as follows: To maintain an existing 18", PVC, private storm drain encroaching into said public right of way a maximum of 3.50 feet, as shown by Exhibit "A" attached and made a part hereof by this reference.

2. Permittee, by acceptance of the benefits hereunder, acknowledges title to the property to be in the City of Riverside and waives any right to contest the validity of the dedication or grant.

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- 3. Permittee acknowledges that the described property is the site of a proposed or planned public improvement and that, accordingly, all rights and privileges of use permitted shall cease and expire upon notice of revocation by the City. Upon the expiration or revocation, Permittee shall, within the time prescribed by the City, remove all improvements or obstructions placed, constructed or maintained by the Permittee. If the Permittee fails to abide by the removal order of the City within the time prescribed, the City shall have the right to remove and destroy the improvements without reimbursement to the Permittee and the cost of such removal shall be paid by the Permittee to the City of Riverside and shall constitute a debt owed to the City of Riverside.
- 4. Permittee, by acceptance hereof, waives the right of claim, loss, damage or action against the City of Riverside arising out of or resulting from revocation, termination, removal of the improvements or any action of the City of Riverside, its officers, agents or employees taken in accordance with the terms hereof.
- 5. Finding and determination by the City Council of the City of Riverside that the Permittee, or his heirs and assigns or successors in interest, are in default of the terms hereunder shall be cause for revocation.
- 6. Permittee herewith agrees to hold the City of Riverside harmless from and against all claims, demands, costs, losses, damages, injuries, action for damages and/or injuries, and liability growing or arising out of or in connection with the construction, encroachment, and/or maintenance to be done by Permittee or his agents, employees or contractors within the described property.

DATED: <u>Opril 3, 1984</u>	CITY OF RIVERSIDE, a municipal con	rporation
,	By Robert & Bowers	. Mayor
	Attest Olice O. Hore	City Clerk
The foregoing is accepted by:	CALMER Development CORP.	•

STATE OF CALIFORNIA]
COUNTY OF ____OS ANGELES]

On this 3RD day of APRIL, in the year 1984, before me

personally appeared TOHN MAUSKEY known to me to be the President of the Corporation that executed the within Instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the same.

Signature

CITY MANAGER APPROVAL

City Manager

OFFICIAL SEAL
CAFOL RYAN
HOTARY PUBLIC - CALIFORNIA
LOS ANGELES COUNTY
My comm. expires FEB 6, 1987

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E-893

